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I hereby certify that this correspondence is being filed electronically with the U.S. Patent and Trademark Office on the below date:

Date: June 16, 2008 Name: Amir N. Penn Reg. No. 40,767 Signature: 

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Appln. of: Kenji Ishii et al.

Appln. No.: 10/772,223

Filed: February 3, 2004

For: APPARATUS AND A METHOD FOR  
OPTIMIZING NETWORK RESOURCES  
EMPLOYED IN DATA COMMUNICATION

Attorney Docket No: 9683/165

Examiner: Baturay, Alicia

Art Unit: 2155

Confirmation No. 2202

**RESPONSE TO NON-FINAL OFFICE ACTION MAILED MARCH 25, 2008**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In reply to the Non-Final Office Action mailed March 25, 2008, please amend the above-identified application as follows:

**Amendments to the Claims** begin on page 2 of this paper.

**Remarks** begin on page 8 of this paper.